

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2143 - SB 2501

May 6, 2020

**SUMMARY OF ORIGINAL BILL:** Requires the 2020 annual report to the Governor and General Assembly by the Tennessee Capitol Commission (TCC) to include every name of those honored by a statue located in the state capitol and contiguous grounds and the history of each statue.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (014939):** Deletes all language after the enacting clause. Requires the State Capitol Commission (SCC) to establish a bust rotation schedule for the statuary niches located on the second floor of the state capitol. Establishes that only busts depicting or representing former members of the State House of Representatives, State Senate, United States House of Representatives, or United States Senate. Requires such bust rotation be performed every four years. Subject to appropriation, the Commission may purchase additional busts appropriate for display in the bust rotation schedule. Requires, prior to July 1, 2020, any bust not eligible for inclusion in the bust rotation be removed from the state capitol and transferred to the state museum for display or storage.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

**Increase State Expenditures -**

**Exceeds \$7,200/FY19-20/State Capitol Commission**

**Exceeds \$176,700/FY20-21/State Capitol Commission**

**Exceeds \$3,700/FY21-22 and Subsequent Years/State Capitol Commission**

Assumptions for the bill as amended:

- Tennessee Code Annotated § 4-1-412(b) prohibits any memorial regarding a historic conflict, historic entity, historic event, historic figure, or historic organization that is, or is located on, public property, from being removed, renamed, relocated, altered, rededicated, or otherwise disturbed or altered, unless a public entity exercising control of the memorial petitions the Tennessee Historical Commission (THC) for a waiver of such prohibition.

- A notice of the petition is required to be published on the website of the public entity and in at least two newspapers. The THC is required to conduct initial and final hearings on the petition during regularly-scheduled THC meetings. Any petition that fails to receive a two-thirds vote shall be denied.
- Pursuant to Tenn. Code Ann. § 4-8-302, the State Capitol Commission (SCC) has the power and duty to, among other things, establish policy governing maintenance of the state capitol.
- Based on responses to the 2017 Local Government Survey conducted by the Fiscal Review Committee staff, participating local government officials reported the average cost for a newspaper notification is \$114. The total one-time cost of publishing a notice of the petition in two newspapers is estimated to be \$228 (\$114 x 2).
- Based on information provided by the Department of General Services regarding previous costs of statue relocations, it is estimated that the relocation of one bust will result in an increase in state expenditures to the SCC of at least \$3,500.
- This legislation will result in any bust located in a statuary niche depicting an individual who has neither served as a state or federal representative or senator being permanently transferred to the State Museum.
- There are six busts located in statuary niches. Four of six busts depict individuals that have either served as either a state or federal representative or senator.
- This legislation will require the permanent relocation of two separate busts, resulting in a one-time increase in state expenditures totaling at least \$7,000 (2 x \$3,500). Such relocation is required to occur prior to July 1, 2020; therefore, the cost of such relocations will occur in FY19-20.
- This legislation will result in the rotation of one bust of an individual that have served as either a state or federal representative or senator.
- A recurring increase in state expenditures of \$3,500.
- This legislation authorizes, through appropriation, the purchase of additional busts to place in the statuary niches.
- The permanent removal of two current busts will require the purchase of three new busts, two to replace the permanent removals, and one to allow for the annual rotation.
- According to the SCC, total expenditures by the SCC on the David Crockett Monument were \$57,647. Based on this information, it is reasonably assumed that the one-time cost of the new bust would be identical to that amount, or \$57,647.
- A one-time increase in state expenditures for three new busts of approximately \$172,941 (3 busts x \$57,647).
- An increase in state expenditures to the SCC in FY19-20 exceeding \$7,228 (\$228 + \$7,000).
- An increase in state expenditures to the SCC in FY20-21 exceeding \$176,669 (\$228 + \$3,500 + \$172,941).
- A recurring increase in state expenditures to the SCC in FY21-22 and subsequent years exceeding \$3,728 (\$228 + \$3,500).

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jdb